**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

Higher Education- Tampering entries of Marks in Marks awards list at Acharya Nagarjuna University, Nagarjuna Nagar, Guntur while entering the data – Cheating with Criminal Intention committed by Sri Mutyala Satya Raju, permanent Data Entry Operator, Acharya Nagarjuna University, Guntur for wrongful gain – sanction to prosecute the above accused in Crime No.18/2008 of CID Police Station, Hyderabad under sections 197 (1) (b) and 4 Criminal Procedure Code- Sanction of Prosecution – Orders – Issued.

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**HIGHER EDUCATION (VC) DEPARTMENT**

**G.O.MS.No. 29** **Dated: 02-04-2016**

**ORDER:-**

Whereas, Mr.Mutyala Satya Raju, worked as Data Entry Operator –1, at Acharya Nagarjuna University, Nagarjuna Nagar, Guntur and was discharging such duties as said Data Entry Operator–1, and is a Public Servant within the meaning of section 21 of the Indian Penal Code 1860.

2. And whereas, it is reported by the Additional Director General of Police, C.I.D., Andhra Pradesh, Hyderabad that during the investigation in Cr.No.18/2008 under sections 468, 471, 120-B read with 109 Indian Penal Code read with section 6 of the Andhra Pradesh Public Examination (Prevention of Malpractices and Unfair Means Act, 1997) of CID PS Hyderabad District, it is disclosed that after valuation of the answer scripts, they along with the Marks Awards List reach the University. The answer sheets are separated from the marks award lists and both are sent to the University. CTA (Chief Teacher Associate)/ACTA (Assistant Chief Teacher Associate) will then verify the original awards for necessary corrections resulting from (i) wrong Coding of the scripts or (ii) wrong marking of ABSENTEE/NR/SMP on the awards by the Coding person or(iii) wrong posting of the marks by the examiner (iv) lack of clarity of the code number or (v) non-posting of the marks by the examiner from the valued answer scripts etc. After verification of the awards, they will be sent to the Additional Controller of Examinations for 1st data entry in a dispatch register. At this stage, the original marks award lists will be available to the CTA/ACTA/Daily Wage Workers/NMR. Here, the candidates, who failed in the examination and secured single digit marks or zero, passed their examination by getting the marks which were tampered to sixty, forty two, seventy two etc.

3. NMR E.Srinivasa Reddy red handedly caught Bhimavarapu Gangadhra Reddy, who is a daily worker in the coding section, while he was tampering the marks. The altered marks award list pertains to code number 192531 of Botany examination, in which, the candidate wrote his examination with Roll No.Y43164012 who got 16 marks and it was altered by Gangadhar Reddy as 66, Likewise, in another 39 cases, tampering occurred in the marks award lists.

4. The details of 39 papers, which were tampered and by whom they were tampered, how they were tampered, are mentioned below.

| S. No. | Candidate name | Reg. No. | Code No. | Course BA/B.com. /B.Sc and year | Subject | Marks in Item 1 handled by 1st data entry | Marks in Item 3 handled by Siva systems |
|---|---|---|---|---|---|---|---|
| 1 | 2 | 3 | 4 | **5** | **6** | **7** | **8** |
| 1 | Naraharisetty Rakesh. | Y53094052 | 120969 | I B.Sc | **Maths-1** | **60** | **60** |
| | | Y53094052 | 126152 | I B.Sc | **Physics 1** | **60** | **60** |
| | | Y53094052 | 143777 | II B.Sc | **Chemistry -2** | **62** | **62** |

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|---|---|---|---|---|---|---|---|
| 2 | Cheekati Kondal Rao | Y 53007005 | 104079 | I B.Sc | **Chemistry 1** | **60** | **60** |
| 3 | Sinka Eswara Rao. | 953024077 | 104373 | I B.Sc | **Chemistry 1** | **-----** | **60** |
| | | 953024077 | 165609 | II B.Sc | **Maths 2** | **60** | **90** |
| | | 953024077 | 125163 | I B.Sc | **Physics 1** | **60** | **60** |
| | | 953024077 | 175207 | II B.Sc | **Physics 2** | **60** | **60** |
| | | 953024077 | 139752 | II B.Sc | **Chemistry 2** | **60** | **60** |
| | | 953024077 | 229052 | III B.Sc | **Maths 3** | **55** | **55** |
| | | 953024077 | 245060 | III B.Sc | **Physics 3** | **60** | **60** |
| | | 953024077 | 248070 | IIIIB.Sc | **Physics 4** | **60** | **60** |
| | | 953024077 | 207012 | III B.Sc | **Chemistry 4** | **60** | **60** |
| 4 | Sattenapllli Suresh Babu. | Y 53183091 | 105588 | I B.Sc | **Chemistry 1** | **60** | **60** |
| | | | 141942 | II B.Sc | **Chemistry 2** | **60** | **60** |
| 5 | Dodda Veeranjaneyulu | Y63111097 | 130312 | I B.Sc | **Statistics 1** | **60** | **60** |
| | | | 182494 | II B.Sc | **Statistics 2** | **63** | **63** |
| | | | 122046 | I B.Sc | **Maths 1** | **60** | **60** |
| | | | 171722 | II B.Sc | **Maths 2** | **60** | **60** |
| | | | 156917 | II B.Sc | **English 2** | **42** | **42** |
| 6 | Ramineni Kranthi Kumar, S | Y43057083 | 172039 | II B.Sc | **Maths 2** | **47** | **47** |
| 7 | Edara Prabhu. | Y43057214 | 166773 | II B.Sc | **Maths 2** | **62** | **62** |
| 8 | P. Gangadara Rao | 993042066 | 248384 | III B.Sc | **Physics 4** | **40** | **40** |
| 9 | Avula Upendra Kumar, | Y33028105 | 139973 | II B.Sc | **Chemistry 2** | **60** | **60** |
| 10 | Putchakayala Swathi | Y33152209 | 121311 | I B.Sc | **Maths 1** | **41** | **62** |
| 11 | Vuggam Ananda Babu | Y53183024 | 141937 | II B.Sc | **Chemistry 2** | **42** | **42** |
| 12 | Sankam Swami Ranga Reddy | Y53195092 | 122388 | I B.Sc | **Maths 1** | **62** | **62** |
| 13 | Alla Nagewara Rao | Y13081006 | 143586 | II B.Sc | **Chemistry 2** | **64** | **64** |
| 14 | Kalyanapu Satish, | Y63166015 | 144457 | II B.Sc | **Chemistry 2** | **45** | **45** |
| 15 | Kota Rani | Y43168126 | 144473 | II B.Sc | **Chemistry 2** | **63** | **63** |
| 16 | Ravula Krishna Chaitanya, | Y33046041 | 146728 | II B.Sc | **Chemistry 2** | **44** | **44** |
| 17 | Vegendal Srinath Chowdary | Y33138041 | 14044 | II B.Sc | **Chemistry 2** | **60** | **60** |
| 18 | Tamma Vijaya Lakshmi | Y43002096 | 119001 | I B.Sc | **Maths 1** | **72** | **72** |
| 19 | Yellamalli Narasimha Rao | 973033011 | 16661 | II B.Sc | **Maths 2** | **64** | **96** |
| 20 | Duggirala Shankar | Y41062054 | 305162 | I B.Sc | **English 1** | **42(partition B)** | |
| 21 | Mohammad Yacob | Y02043049 | 546512 | I B.Sc | **Corporate Accountancy** | **55(Partition C)** | |
| | | | 522592 | II B.Sc | **English 2** | **43(Partition C)** | |
| 22 | Ch. Narayana Reddy | Y43164012 | 192531 | III B.Sc | **Botany 3** | **16** | **16** |
| 23 | Daram Ventaka Reddy | Y43228129 | 147425 | II B.Sc | **Chemistry 2** | **62** | **62** |

5. However, the above accused tampered marks award lists are dealt with during 1st Data Entry by Mutyala Sathi Raju (A-7) and during 2nd Data Entry by other accused, who is an employee of an out sourcing agency. Their primary duty is to observe the marks award list and if any tampering, alteration, over writings etc are there, they should be brought to the notice of CTA/ACTA of coding section. Instead of bringing it to the notice of CTA & ACTA, as they had colluded with the accused daily wage workers, they simply entered the altered marks in the award list into the computer as 1st & 2nd Data entries. Thus, they had not only tampered marks but also cheated the University for their Wrongful Gain.

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6. Thus, daily wage workers and Mutayala Satya Raju (A7) Data Entry Operator of Acharya Nagarjuna University connived together and tampered with the entries in the marks award list and also cheated Acharya Nagarjuna University, authorities who work under the control of Government of Andhra Pradesh and committed Criminal breach of trust with common intention and Criminal Conspiracy. Basing on a complaint given by Sri M.V.N Sarma, Registrar, Nagarjuna University, Nagarjunanagar, Guntur, a case in Cr.No.18/2008 under sections 468, 471, 120-B read with 109 Indian Penal Code read with section 6 of the Andhra Pradesh Public Examination (Prevention of Malpractices and Unfair Means Act, 1997) of CID PS, Hyderabad, was registered and the Investigation was entrusted to CID Guntur vide Memo in C.No.3066/C54/C6/CID/2008 of Addl. DGP. CID Andhra Pradesh, Hyderabad.

7. Whereas, Mutyala Satya Raju, Data Entry Operator of the Acharya Nagarjuna University, Nagarjuna Nagar, Guntur Dist., conspired with other accused and tampered the marks awards list by fraudulent means. In pursuance of their common object, Sri Mutyala Satya Raju, being a public servant, with dishonest intention, knowingly entered the tampered marks to benefit students, who are not qualified for his wrongful gain. For that purpose, he collected huge amounts from the students, who wrote their examinations and secured less marks. Being a data entry operator, he violated his duties and facilitated the students to get better marks by way of entering the fabricated marks in the computer. Hence, he committed an offence under sections 468, 471, 120-B read with 109 of the Indian Penal Code.

8. And, whereas, the Government after fully and carefully examining the report of the C.I.D., placed before it considered that the said officer be prosecuted in the court of law for the above mentioned offences.

9. Now, therefore, in exercise of the powers conferred by section 197 (1) (b) and (4) of the Criminal Procedure Code, 1973 (Act-II of 1974), the Government hereby accord sanction to prosecute M.Satya Raju, Data Entry Operator, Acharya Nagarjuna University, Nagarjuna Nagar, Guntur for the said offences Punishable under sections 468, 471, 120-B read with 109 of the Indian Penal Code and for any other offence punishable under any other provisions of law in respect of the aforesaid acts, while acting or purporting to act in the discharge of the official duties and for taking cognizance of offence by the Court of competent Jurisdiction.

10. The Government of Andhra Pradesh, further in exercise of powers conferred by section 197 (1) (b) and (4) of the Criminal Procedure Code authorizes the Inspector Police, C.I.D., Guntur to prosecute the above mentioned accused for the above said offences in the competent court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**(SUMITA DAWRA)**
**PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Director General and Inspector General of Police,
Andhra Pradesh, Hyderabad.
The Additional Director General of Police, C.I.D., Andhra Pradesh, Hyderabad.
**Copy to:**
Law (B) Department.